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SAC: 361410

State: MN

Johnson Tel Co

Form 481, Line No. 920, Tribal Government Engagement Obligation

Johnson Telephone Company serves the Leech Lake Band of Ojibwe with phone and internet services. A letter was sent in 2013 requesting a conversation to discuss any and all options to better serve the Leech Lake Band of Ojibwe. The Company has had ongoing discussions with representatives of the Tribe concerning various technology and service offerings. A copy of the prior form 481 was also mailed to the Leech Lake Band. Additional follow up is planned for 2014.

June 17, 2014

TRIBAL ENGAGEMENT REQUIREMENTS

Below is a listing of JOHNSON TELEPHONE COMPANY (JTC) correspondence to, and discussions with the LEECH LAKE BAND of OJIBWE (LLBO) tribal leaders related to the "Tribal Engagement" provisions of the FCC USF/ICC transformation order.

1. JOHNSON TELEPHONE COMPANY (JTC) Letter to the LEECH LAKE BAND of OJIBWE (LLBO) dated December 10, 2013 (Copy Attached)
Sent to:
 - Sally Fineday
LLBO Wireless Telecommunications
Business Manager
 - Carrie Jones
LLBO Chairwoman
 - ◆ Outlined (and restated) the 5 Tribal Engagement Requirements
 - Requested Assistance from LLBO in addressing these issues.
 - Requested meeting with LLBO (To be initiated by JTC)
2. Call to Sally Fineday at LLBO (By Dwayne Johnson) on 12/16/2013
 - She had received the 12/10/2013 letter from JTC, forwarded it to Frank Reese (LLBO MIS Director) and recommended discussing with him.
3. Call to Frank Reese at LLBO (By Dwayne Johnson) on 12/18/2013
 - Briefly reviewed the 5 Tribal Requirements, focusing on:
 - A- Row Issues
 - Mr. Reese stated that current regulations are addressed in CFR25
 - In 2014 LLBO will be requesting Row Data from utilities- Updated facility maps, previous Row permitting, etc.
 - Stressed the importance of compliance with LLBO requirements.
JTC Committed to:
 - Compliance for all future ROW work
 - Work with LLBO to get any non-compliant ROW issue compliant.
 - B- Tribal Business Licensing Requirements
 - Mr. Reese said he is not aware of any LLBO Business Licensing Requirements applicable to JTC.
 - Follow up:
JTC will initiate additional discussions with LLBO in 2014
LLBO will continue to develop engagement criteria for 2014 discussions with JTC.



JOHNSON TELEPHONE COMPANY

PO Box 39 - Remer, MN 56672

Tel 218-566-2302 - Fax 218-566-2165 - Email jtcbusiness@means.net

December 10, 2013

Sally Fineday
Wireless Telecommunications Business Manager
Leech Lake Band of Ojibwe
115 6th St NW
Cass Lake, MN 56633

Dear Ms Fineday:

Johnson Telephone Company (JTC) is a communications service provider providing local exchange telephone and broadband internet services to the communities, and rural areas of Boy River, Federal Dam, and Remer Minnesota. Because portions of these service areas include Tribal lands of the Leech Lake Band of Ojibwe (LLBO), JTC is obligated to comply with the "Tribal Engagement" provisions of the Federal Communication Commission's (FCC) "Connect America Fund". The stated goal of this engagement is to ensure the effective exchange of information between Tribal governments and communications providers, leading to a common understanding regarding the deployment and improvement of communications services on Tribal lands. The Tribal engagement discussions must include the following 5 items:

1. Needs Assessment and Deployment Planning

- JTC to Discuss
 - Services Currently Available
 - Proposed Services
 - Current Technologies
 - Proposed Technologies
 - Deployment Timelines

-LLBO to identify the priorities and goals of Tribal communications services requirements-specifically relating to anchor institutions and residential consumers.

-LLBO to identify any educational, healthcare, and public safety concerns and initiatives related to communications services to Tribal constituents.



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2. Feasibility and Sustainability Planning

-Feasibility - JTC has long recognized the feasibility in providing communications services to ALL rural areas of our service territory (including Tribal lands), and to date has invested in fiber optic transport and digital technology for voice and high speed broadband internet to accomplish this objective.

-Sustainability - JTC is committed to ongoing investments to accomplish any initiatives discussed in #1 above.

3. Marketing Services in a Culturally Sensitive Manner

-Discuss current JTC marketing advertising initiatives.

-Request LLBO to provide direction / ideas to better accomplish this objective

4. Rights of Way and other Permitting and Review Processes

-Request LLBO to provide documentation regarding LLBO processes to comply with Tribal lands requirements.

5. Compliance with Tribal business and licensing requirements

-LLBO to provide documentation to identify and explain these requirements.

We would like to meet soon with the appropriate LLBO staff to begin this ongoing dialogue, resulting in Johnson Telephone better understanding your communications services priorities and goals. I will call later this week to initiate this meeting. Thank you.

Sincerely,

JOHNSON TELEPHONE COMPANY

A handwritten signature in cursive script, appearing to read 'Dwayne Johnson'.

Dwayne Johnson

Cc: MS Carrie Jones
Chairwoman
Leech Lake Band of Ojibwe

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Form 481 Line No. 1010 Descriptive document for Voice Services Rate Comparability

Line 1010 – Description of Voice Services Rate Comparability: Provide a detailed description of how your pricing of fixed voice services is no more than two standard deviations above the applicable national average urban rate for voice service, as published annually by the Wireline Competition Bureau, as required in 47 C.F.R. § 54.313(a)(10).

On March 20, 2014 the Wireline Competition Bureau announced results of the Urban Rate Survey for Voice Services; as part the FCC Public Notice DA 14-384. Referenced in this public notice are the results required to meet the rate comparability as noted:

“Based on the survey responses, the Bureau also calculated the reasonable comparability benchmark for voice services to be \$46.96. 9

9. Id. at 17694, para. 84.”

As required Johnson Telephone Co hereby certifies that its current fixed voice services for residential subscribers as defined in the USF/ICC Transformation Order is below \$46.96.

SAC: 361410
 State: MN
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 Form 481 Line No. 1210 Lifeline Plans Terms and Conditions

Johnson Tel Co does adhere to all Federal Lifeline eligibility rules and regulations as well as Minnesota Administrative Rule "7817.0400 - Eligibility for Telephone Assistance Credits" which states:

Minnesota Administrative Rule 237 Chapter 7817.0400

Subpart 1. Information provided. Each local service provider shall annually mail a notice of the availability of the telephone assistance plan to each residential subscriber in a regular billing. If a subscriber has chosen to receive the regular billing other than through U.S. mail, the local service provider shall send the notice in a regular billing using the delivery method chosen by the subscriber for delivery of the regular billing. The notice must state the following: YOU MAY BE ELIGIBLE FOR ASSISTANCE IN PAYING YOUR TELEPHONE BILL IF YOU RECEIVE BENEFITS FROM CERTAIN LOW-INCOME ASSISTANCE PROGRAMS OR MEET CERTAIN INCOME LIMITS. FOR MORE INFORMATION OR AN APPLICATION FORM PLEASE CONTACT

(local service provider). On request, the local service provider shall mail to a person an application form developed by the commission and the Department of Commerce, and a brochure that describes the telephone assistance plan's eligibility requirements and application process.

Subpart 2. Application process. On completing and signing the application certifying under penalty of perjury that the information provided by the applicant is true and that the statutory criteria for eligibility are satisfied, the applicant must return it to the local service provider for enrollment in the telephone assistance plan. An application may be made by the subscriber, the subscriber's spouse, or a person authorized by the subscriber to act on the subscriber's behalf.

Subpart 4. Eligibility criteria. To be eligible for a telephone assistance credit the applicant must:

- A. be a subscriber who resides in Minnesota or has moved to Minnesota and intends to remain; and
- B. be eligible for the federal Lifeline telephone service discount.

Subpart 7. Applicant and recipient responsibilities. Each applicant and each recipient shall provide current information to the local service provider about permanent changes that affect the applicant's or recipient's eligibility.

Subpart 8. Local service provider responsibilities.

- A. A local service provider shall begin providing telephone assistance credits to an applicant in the earliest possible billing cycle but not later than the second billing cycle following submission of a completed application demonstrating eligibility. If certified, the local service provider shall notify the applicant by, for example, placing telephone assistance credits on the bill.
- B. If an applicant is denied eligibility, the local service provider shall notify the applicant in writing of the reasons for the denial, of the right to appeal, and of the right to reapply.

SAC: 361410
 State: MN
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Rates

Johnson Tel Co's Local service rates that serve as its Lifeline Plans are filed in Compliance with the regulatory requirements of Minn. Rules Ch. 7810 and Minn. Rules pt. 7812.0600 as follows:

- A. The tariffs or price lists of local exchange carriers must offer the following services to all customers pursuant to Minn. Rules pt. 7812.0600 (basic service requirements):
- ☐ single party voice-grade service and touch-tone capability;
 - ☐ 911 or enhanced 911 access;
 - ☐ 1 + intraLATA and interLATA presubscription and code-specific equal access to interexchange carriers subscribing to its switched access service;
 - ☐ access to directory assistance, directory listings, and operator services;
 - ☐ toll and information service-blocking capability without recurring monthly charges
 - ☐ one white pages directory per year for each local calling area, which may include more than one local calling area, except where an offer is made and explicitly refused by the customer;
 - ☐ a white pages and directory assistance listing, or, upon customer request, a private listing that allows the customer to have an unlisted or unpublished telephone number;
 - ☐ call-tracing capability according to chapter 7813;
 - ☐ (i) call Trace provisions in tariff mirror Commission's tariff templates.
 - ☐ blocking capability according to the Commission's ORDER ESTABLISHING CONDITIONS FOR THE PROVISION OF CUSTOMER LOCAL AREA SIGNALING SERVICES, Docket No. P999/CI-92-992 (June 17, 1993) and its ORDER AFTER RECONSIDERATION, Docket No. P999/CI-92-992 (December 3, 1993).
 - ☐ telecommunications relay service capability or access necessary to comply with state and federal regulations.

- B. A Separate flat rate service offering is required pursuant to Minn. Rules pt. 7812.0600, subpt. 2. At a minimum, each local service provider (LSP) shall offer the services identified in Minn. Rules pt. 7812.0600, subpt. 1 as a separate tariff or price list offering on a flat rate basis. An LSP may also offer basic local service on a measured rate basis or in combination with other services. An LSP may impose separate charges for the services set forth in subpart 1 only to the extent permitted by applicable laws, rules, and commission orders.

SAC: 361410
State: MN
Johnson Tel Co
Form 481 Line No. 1210 Lifeline Plans Terms and Conditions

C. Service area obligations under Minn. Rules pt. 7812.0600, subpt. 3: An LSP shall provide its local services on a nondiscriminatory basis, consistent with its certificate under part 7812.0300 or 7812.0350, to all customers who request service and whose premises fall within the carrier's service area boundaries or, for an interim period, to all requesting customers whose premises fall within the operational areas of the local service provider's service area under part 7812.0300, subpart 4, or 7812.0350, subpart 4. The obligation to provide resale services does not extend beyond the service capability of the underlying carrier whose service is being resold. The obligation to provide facilities-based services does not require an LSP that is not an eligible telecommunications carrier (ETC) to build out its facilities to customers not abutting its facilities or to serve a customer if the local service provider cannot reasonably obtain access to the point of demarcation on the customer's premises.

The flat rate services, offered pursuant to Minn. Rules pt. 7812.0600, subpt. 2., include unlimited local service minutes of use. The local services offerings do not include any toll minutes of use. The rates for any toll usage are determined by the rate plans of the Toll Provider(s) that end users are selected by lifeline by end users.

The specific Company terms and conditions for the Companies Lifeline Plans are set forth in the tariff pages included in Exhibit 1, attached.

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Exhibit 1

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State: MN

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Form 481 Line No. 1210 Lifeline Plans Terms and Conditions

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JOHNSON TELEPHONE COMPANY
REMER, MINNESOTA

Section 4
Page 1
Revision 3

LOCAL EXCHANGE SERVICE

Rates

<u>Class of Service</u>	<u>Exchange Monthly Rates</u>		
	<u>Remer</u>	<u>Boy River & Federal Dam</u>	
BUSINESS:			
One Party	\$ 16.00	\$ 15.50	
Basic Coin Telephone Service	16.00	15.50	
RESIDENCE:			
One Party	14.00	14.00	(I)
COMBINED BUS/RES:			
One Party	15.00	14.75	(I)

All rates are billed in advance. Payment for service is due when the statement is rendered.

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Form 481 Line No. 3017 RUS Annual Report

ATTACHMENT REDACTED IN ENTIRETY